



# Town of Groton, Connecticut

## Meeting Agenda

### Town Council

45 Fort Hill Road  
Groton, CT 06340-4394  
Town Clerk (860)441-6640  
Town Manager (860)441-6630

*Mayor Harry A. Watson, Councilors Peter J. Bartinik, Jr., Heather Sherman Bond, Catherine Kolnaski, Frank O'Beirne, Jr., Rita M. Schmidt, John F. Scott, Paulann H. Sheets, and James L. Streeter.*

Tuesday, June 19, 2007

7:30 PM

Town Hall Annex - Community Room 1

### REGULAR MEETING

#### I. ROLL CALL

#### II. SALUTE TO THE FLAG

#### III. RECOGNITION, AWARDS & MEMORIALS

2007-0129 Proclamation Honoring Joanna Case

Proclamation - TC

2007-0130 Proclamation Commemorating Flag Day

Proclamation - TC

#### Recess for Public Hearing

2007-0159 Public Hearing on Animal Shelter Ordinance

Referral

PUBLIC HEARING ON AN ORDINANCE APPROPRIATING \$1,385,000 FOR A REPLACEMENT ANIMAL SHELTER AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION  
BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the sum of ONE MILLION THREE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,385,000) is appropriated for a replacement animal shelter at the Town Hall Annex site on Groton Long Point Road. The project shall include design and construction of an animal shelter, including office and support areas; examining room; acquaintance room; general purpose and isolation kennels and runs; food preparation, bathing, laundry, and general storage areas; related heating, cooling and ventilating systems; sprinkler, fire alarm and security systems; extension of utilities; landscaping, access driveway and parking area; demolition of the existing dog pound and relocation of the police impound yard. The appropriation may be spent for design and construction costs, equipment, furnishings, fixtures, materials, demolition costs, site improvements, architects' fees, engineering fees, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. The Town Council may reduce or modify the scope of the project and the entire appropriation may be spent on the project as so reduced or modified.

Section 2. That the Town issue bonds or notes, in an amount not to exceed ONE MILLION THREE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$1,385,000) to finance the appropriation for the project. The amount of bonds or notes authorized to be issued shall be reduced by the amount of contributions received by the Town for the project. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be secured by the irrevocable pledge of the full faith and credit of the Town of Groton. The Town does hereby covenant and agree with the holders of the bonds or notes and all notes issued in anticipation of the receipt of the proceeds from the sale of such bonds or notes that in each year while any such bonds or notes are outstanding, it will levy and collect ad valorem taxes upon all taxable properties within the Town in an amount sufficient, with such other funds of the Town as shall be available for such purpose, to pay the interest and principal on the bonds or notes as the same become due and payable.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project. The amount of the notes outstanding at any time shall not exceed ONE MILLION THREE HUNDRED EIGHTY FIVE

THOUSAND DOLLARS (\$1,385,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be secured by the irrevocable pledge of the full faith and credit of the Town, payable as provided in Section 2. The Town shall comply with the provisions of Section 7-378a of the General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

Section 4. That the Town Council shall determine the amount of bonds or notes authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to provide for the keeping of a record of the bonds or notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes.

Section 7. That the Town Manager, the Director of Finance, and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes to finance the aforesaid appropriation.

Section 8. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Section 8.12 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

**Legislative History**

6/5/2007

Town Council

Scheduled for Public  
Hearing

#### **IV. CITIZENS' PETITIONS, COMMENTS AND CONCERNS**

**This is the portion of the Council Agenda where the Council welcomes comments from citizens. Each presentation should be limited to ten minutes or less, and citizens should, if possible, submit written comments. Presentations should be related to matters pertinent to Groton. Town Councilors will only ask questions in order to clarify the speaker's presentation and can respond during the Responses to Citizens' Petitions portion of the Town Council meeting. Citizens should make their presentations from the lectern and state their names and addresses for the record.**

#### **V. RESPONSES TO CITIZENS' PETITIONS, COMMENTS AND CONCERNS**

**VI. CONSENT CALENDAR**

All matters listed under Item VI (Consent Calendar) are considered to be routine and will be enacted by one motion. No separate discussion of these items will take place, unless cause is shown prior to the time Council votes on the motion to adopt.

**a. Approval of Minutes**

2007-0158      **Approval of Minutes (Town Council)**      **Resolution - Consent**

RESOLUTION ACCEPTING TOWN COUNCIL MINUTES

RESOLVED, that the minutes of the Town Council meeting of June 5, 2007 and June 7, 2007 are hereby accepted and approved.

**b. Deletions from the Town Council Referral List**

2006-0299	Homeless Shelter Needs	Referral
2006-0303	FYE 2008 Budget	Referral
2007-0142	FYE 2007 Suspense List	Referral
2007-0152	Proposed Adjustments to Police Retiree Pension Benefits	Referral
2007-0153	Proposed Adjustments to Non-Union Police Retiree Benefits	Referral
2007-0154	Proposed Adjustments to Steelworker Retiree Pension Benefits	Referral
2007-0155	Removing a Member of the Planning Commission	Referral
2007-0160	Resolution Appointing Members of the Charter Revision Commission	Referral
2007-0157	Solid Waste Disposal Rates	Referral

**c. Special Trust Fund Contributions**

2007-0149      **Special Trust Fund Contributions**      **Resolution - Consent**

RESOLUTION ACCEPTING CONTRIBUTIONS TO SPECIAL TRUST FUNDS

RESOLVED, that the Town Council hereby accepts contributions to the Town as follows:

Edward DeMuzzio - \$100.00 - Parks and Recreation Revolving

Various Donations - \$1,406.66 - Groton Utilities Energy Assistance Program

Pequot Cyclists - \$75.00 - Library Discretionary

**d. Tax Refund**

2007-0150      **Tax Refund**      **Resolution - Consent**

RESOLUTION APPROVING TAX REFUND

WHEREAS, the following, for the reason indicated, has overpaid taxes in the amount specified, and

WHEREAS, the Tax Collector has recommended the amount be refunded, be it

RESOLVED, that the tax refund indicated below is hereby approved.

Electric Boat Corporation - \$54,914.38 - Excess payment

**VII. COMMUNICATION REPORTS (Other than Committee Reports)****a. Town Councilors****b. Representative Town Meeting**

c. Clerk of the Council

d. Town Manager

e. Town Attorney

## VIII. COMMITTEE REPORTS

a. Community & Cultural Development - Chairman O'Beirne

b. Economic Development - Chairman Bond

c. Education/Health & Social Services - Chairman Kolnaski

d. Environment & Recreation - Chairman Sheets

e. Finance - Chairman Schmidt

f. Personnel/Appointments/Rules - Chairman Scott

g. Public Safety - Chairman Streeter

h. Public Works - Chairman Bartinik

i. Committee of the Whole - Mayor Watson

## IX. UNFINISHED BUSINESS

2007-0137 Adoption of Senior Center Expansion Ordinance

Referral

## X. NEW BUSINESS

2007-0142 FYE 2007 Suspense List

Referral

### RESOLUTION ESTABLISHING THE FISCAL YEAR 2007 SUSPENSE LIST

WHEREAS, State law requires that once a year a list shall be compiled of taxes that should be suspended, and

WHEREAS, the accounts which have been determined as uncollectable have been contacted at least nine times with no response, and

WHEREAS, placing uncollected items on the Suspense List helps avoid waste of money and staff time, and

WHEREAS, taxpayers remain liable for all amounts that are placed on the Suspense List, therefore be it

RESOLVED, that the following amounts be added to the Suspense List as reported to the Town Council:

Town: \$597,387.32  
Sewer District: \$1,627.82  
Total: \$599,015.14

### Legislative History

5/23/2007	Mayor	Referred	Town Council Committee of the W
6/12/2007	Town Council Committee of the Whole	Recommended for a Resolution	

**2007-0152      Proposed Adjustments to Police Retiree Pension Benefits      Referral**

## RESOLUTION APPROVING ADJUSTMENTS TO POLICE RETIREE PENSION BENEFITS

WHEREAS, Section 18 of the collective bargaining agreement between the Town of Groton and the Groton Police Union provides that retirement benefits shall be reviewed jointly every two years, by the Union and the Town, and

WHEREAS, the last adjustment was effective in July, 2003 and March, 2006, and

WHEREAS, a review by the Department of Administrative Services indicates that benefits should be adjusted as of July 1, 2007, now therefore be it

RESOLVED, that the Town Council approves increases of 3% or 5%, as qualified under the agreement, to be effective July 1, 2007.

**Legislative History**

6/5/2007      Mayor      Referred      Town Council Committee of the W

6/12/2007      Town Council Committee of  
the Whole      Recommended for a  
Resolution

**2007-0153      Proposed Adjustments to Non-Union Police Retiree Benefits      Referral**

## RESOLUTION ADJUSTING NON-UNION POLICE RETIREE BENEFITS

WHEREAS, the retirement plan for non-union police officers was revised in 1997, and

WHEREAS, the Town Council has preferred to maintain a level of non-union benefits comparable to the benefits of unionized employees in similar work, therefore be it

RESOLVED, that the Town Council approves an increase of 3.0%, to be effective July 1, 2007.

**Legislative History**

6/5/2007      Mayor      Referred      Town Council Committee of the W

6/12/2007      Town Council Committee of  
the Whole      Recommended for a  
Resolution

**2007-0154      Proposed Adjustments to Steelworker Retiree Pension Benefits      Referral**

## RESOLUTION APPROVING ADJUSTMENTS TO STEELWORKER UNION RETIREE PENSION BENEFITS

WHEREAS, Section 17 of the Agreement Providing for Pensions for Members of the United Steelworkers of America calls for a review of retiree benefits every two years, and

WHEREAS, the last adjustment was effective in July, 2003, therefore be it

RESOLVED, THAT THE Town Council approves an overall 3.33% increase, effective July 1, 2007.

**Legislative History**

6/5/2007      Mayor      Referred      Town Council Committee of the W

6/12/2007      Town Council Committee of  
the Whole      Recommended for a  
Resolution

**2007-0160      Resolution Appointing Members of the Charter Revision Commission      Referral****2007-0157      Solid Waste Disposal Rates      Referral**

**XI. OTHER BUSINESS**

**XII. ADJOURNMENT**